

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

DRAPER SCOTT TERRY, #254844,)
)
Petitioner,)
)
v.) Civil Action No.2:08cv833-TMH
) (WO)
STATE OF ALABAMA, *et al.*,)
)
Respondents.)

ORDER

The Magistrate Judge filed a Recommendation (Doc. #3) in this case to which no timely objections have been filed. After a review of the Recommendation, and after an independent review of the entire record, the Court believes that the Recommendation should be adopted. Accordingly, it is

ORDERED that the RECOMMENDATION (Doc. #3) of the Magistrate Judge is ADOPTED. The petition for writ of mandamus is hereby DISMISSED for lack of jurisdiction.

An appropriate judgment will be entered.

Done this 16th day of December, 2008.

/s/ Truman M. Hobbs

UNITED STATES DISTRICT JUDGE